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19 Attorneys for Plaintiffs

20 **UNITED STATES DISTRICT COURT**

21 **DISTRICT OF NEVADA**

22 SHIGE TAKIGUCHI, et. al, Individually and
23 On Behalf of All Others Similarly Situated,

24 Plaintiffs,
v.

25 MRI INTERNATIONAL, INC., EDWIN J.
26 FUJINAGA, JUNZO SUZUKI, PAUL
27 MUSASHI SUZUKI, LVT, INC., dba
28 STERLING ESCROW, and DOES 1-500,

Defendants.

Case No.: 2:13-cv-01183-HDM-NJK

**STIPULATION AND ORDER RE
LIQUIDATION OF LIFE INSURANCE
POLICY AND PAYMENT OF FUNDS
PURSUANT TO FINAL APPROVAL
OF CLASS ACTION SETTLEMENT**

1 WHEREAS, plaintiffs Shige Takiguchi, et al. (“Plaintiffs”) and (1) Junzo Suzuki, (2)
2 Paul Suzuki, (3) Keiko Suzuki, (4) the Suzuki Enterprises, Inc. Profit Sharing Plan, (5) Catherine
3 Suzuki, trustee of the Junzo Suzuki Irrevocable Trust, (6) Catherine Suzuki, trustee of the Keiko
4 Suzuki Irrevocable Trust, (7) Catherine Suzuki, trustee of the Junzo Suzuki and Keiko Suzuki
5 Irrevocable Trust, (8) Suzuki Enterprises, Inc., (9) Puuikena Investments LLP, (10) Catherine
6 Mai Suzuki, trustee of the Catherine Suzuki Irrevocable Trust dated May 10, 2013, and (11) Paul
7 Musashi Suzuki, trustee of the Paul Musashi Suzuki Irrevocable Trust dated May 10, 2013
8 (collectively, the “Suzuki Defendants”) are collectively referred to herein as the “Parties”;

9 WHEREAS, on December 11, 2017 the Suzuki Defendants entered into a Settlement
10 Agreement with Plaintiffs by which they agreed to surrender and liquidate certain life insurance
11 policies and pay the surrender value to Plaintiffs as consideration for resolution this action;

12 WHEREAS, on May 22, 2018 the Court granted final approval of the class action
13 settlement with the Suzuki Defendants (Dkt. 840);

14 WHEREAS, pursuant to the Settlement Agreement, the life insurance policy, Pacific
15 Guardian Life Policy No. 0007005184 owned by Keiko Suzuki shall be surrendered by the
16 Suzuki Defendants and liquidated, with the entire surrender proceeds wire transferred to the
17 Court appointed claims administrator, Heffler Claims Group.

18 WHEREAS, as of June 22, 2018, this Court’s preliminary injunction order (Dkt. 183)
19 freezing the assets of the Suzuki Defendants is permanently lifted and vacated;

20 NOW, therefore, the Parties stipulate as follows:

- 21 1. Pacific Guardian Life is ordered to process the surrender of Policy No. 0007005184
22 owned by Keiko Suzuki, and transfer the entire surrender value to the qualified
23 settlement account designated by Heffler Claims Group; and
- 24 2. The Suzuki Defendants are ordered to reasonably cooperate with Plaintiffs and the
25 life insurance policy issuers as necessary in effectuating the surrender of the above
26 policies.

1 Dated: August 3, 2018

MANNING & KASS
ELLROD, RAMIREZ, TRESTER LLP

3 By: /s/ James Gibbons
4 JAMES E. GIBBONS
5 STEVEN J. RENICK
6 Attorneys for Plaintiffs

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PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: August 6, 2018



United States District Judge